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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JOANNA ARDALAN, ESQ, an
individual; ONE LLP, a California
Limited Liability Partnership,

Plaintiff,

v.

BINOTECH LLC,; KAREN
MUMMERT; MICHAEL MUMMERT;
ABDULLAH LIMITED COMPANY,
CODERS CUBE LLC, HIK TECH
LLC, DATA PATCH, INC., DOE 1,
d.b.a LAW INTEGRAL, LLC, business
entity unknown; DOE 2, d.b.a DEPUTY
TRADEMARK. business entity
unknown; DOE 3, p.k.a MICHELLE
SPRAGUE,an individual; DOE 4, d.b.a
TRADEMARK INTEGRAL, business
entity unknown; DOE 5, d.b.a
BRANDREGISTRATION.ORG,
business entity unknown; and DOES 6
through 10, inclusive,

Defendants.

Case No. 8:23-cv-01243-KK-(DFMx)
Hon. Kenly Kiya Kato

**NOTICE TO THE COURT RE
PROOF OF SERVICE IN
SUPPORT OF PLAINTIFFS'
REQUEST TO ENTER DEFAULT
& RESPONSE TO OSC**

1 To the Court:

2 Plaintiffs filed a request that the clerk enter default on the Complaint on
3 February 27, 2025. (Dkt. 69.) That default was rejected by the clerk because
4 Plaintiffs had not filed a proof of service of the First Amended Complaint. Plaintiffs
5 request that the Court enter default against Defendants Doe 1, d/b/a Law Integral,
6 LLC, Doe 2, d/b/a Deputy Trademark, Doe 3, p/k/a Michelle Sprague, Doe 4, d/b/a
7 Trademark Integral, Doe 5, d/b/a Brandregistration.Org (the “Defaulting
8 Defendants”) for the following reasons:

9 Plaintiffs were permitted to serve the Complaint to the Defaulting Defendants
10 by email. (Dkt. 18.) Plaintiffs complied with the Court’s order per the Declaration
11 of Joanna Ardalan, filed on December 6, 2023. (Dkt. 22.) That declaration is proof
12 of service of the Complaint.

13 While Plaintiffs have served Defendants with the First Amended Complaint
14 (Ardalan Decl. Ex. A), their service of that pleading is not necessary per the Federal
15 Rules. Under Fed. R. Civ. P. 5(a)(2), after a defendant is in default, a plaintiff is not
16 required to serve any filings on the defendant. “But a pleading that asserts a new
17 claim for relief against such a party must be served on that party under Rule 4.” *Id.*
18 Here, the First Amended Complaint did not add a claim against the Defaulting
19 Defendants, it merely identified additional non-defaulting defendants and
20 allegations related to them. Therefore, Plaintiffs respectfully request that default be
21 entered against the Defaulting Defendants now. If the Court is not inclined to enter
22 default, then Plaintiffs will refile the request after the expiration of the 21 days from
23 service of the First Amended Complaint.

24 Respectfully submitted,

25
26 Dated: March 5, 2025

ONE LLP

By: /s/Joanna Ardalan

Joanna Ardalan

Peter R. Afrasiabi

Attorneys for Plaintiffs,
Joanna Ardalan, Esq. and One LLP

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